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44,815 Reg. No.

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of

Applicant

Massimo Maria Calanchi, et al.

Serial No.

09/673,178

Filed

October 10, 2000

Title

WETTABLE MICROCAPSULES HAVING HYDROPHOBIC

POLYMER COATED CORES

Docket

451206-021

Assistant Commissioner of Patents
ATTN: Refund Section Accounting Division
Office of Finance
Washington, D.C. 20231

Sir:

ASSERTION UNDER 37 CFR §1.27(c) CLAIMING SMALL ENTITY STATUS AND REQUEST FOR REFUND

The assignee in the above-identified patent application is entitled to small entity status as a small business concern pursuant to 37 C.F.R. §1.27(a)(2).

As permitted under 37 C.F.R. §1.26 AND 1.28(a), the assignee, hereby requests an immediate refund of the excess filing fee paid; namely, \$430, this amount to be credited to

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<u>Deposit Account No. 20-0809</u>. This request is being made within three months of payment of said fee.

Respectfully submitted,

John F. Kane, Reg. No. 44,815

THOMPSON HINE & FLORY LLP 2000 Courthouse Plaza NE P.O. Box 8801 Dayton, Ohio 45401-8801 937/443-6816

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. PTO/SB/21 (08-00) Application Number 09/673,178 TRANSMITTAL **Filing Date** October 10, 2000 **FORM** First Named Inventor <u>Mass</u>ino Maria Calanchi, et a (to be used for all correspondence after initial filing) Group Art Unit **Examiner Name** Total Number of Pages in This Submission Attorney Docket Number 451206-021 **ENCLOSURES** (check all that apply) **Assignment Papers** After Allowance Communication Fee Transmittal Form (for an Application) to Group Fee Attached Appeal Communication to Board Drawing(s) of Appeals and Interferences Amendment / Reply Licensing-related Papers Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Petition After Final Proprietary Information Petition to Convert to a Affidavits/declaration(s) Provisional Application Status Letter -5 Power of Attorney, Revocation Change of Correspondence Address Other Enclosure(s) (please Extension of Time Request identify below): Terminal Disclaimer Applicant claims small Express Abandonment Request entity status. See 37 CFR Request for Refund Information Disclosure Statement CD, Number of CD(s). Certified Copy of Priority Document(s) Remarks The Commissioner is hereby authorized to charge Response to Missing Parts/ indicated fees and credit any overpayments to: Incomplete Application Deposit Acct No.: 20-0809 Deposit Acct Name: Thompson Hine & Response to Missing Parts RETURN POSTCARD, ASSERTION UNDER 37 CFR §1.27(c) Claming Small under 37 CFR 1.52 or 1.53 **Entity Status and Request For Refund** SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Thompson Hine & Flory LLP 2000 Courthouse Plaza N.E., 10 West Second Street Individual name Signature Date December 1, 2000 CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 12/1/00 John F. Kane Typed or printed name

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